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Attorneys for Plaintiff and Counterclaim
Defendant GROUPION, LLC and Specially
Appearing for PETER-CHRISTOPH HAIDER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GROUPION, LLC, a California limited liability company,

Plaintiff.

V.

GROUPON, INC., a Delaware corporation,
THE POINT, INC., a Delaware corporation,
and GOOGLE, INC., a Delaware corporation,

Defendants.

Case No.: 3:11-cv-00870-JSW (MEJ)

**JOINT STIPULATION AND
[PROPOSED] ORDER TO VACATE
TRIAL DATE**

GROUPON, INC., a Delaware corporation,

Counterclaimant,

V.

GROUPION, LLC, a California limited liability company, and PETER-CHRISTOPH HAIDER, an individual

Counterclaim Defendants.

WHEREAS, on August 20, 2012, this Court ordered that the parties appear at a settlement conference before one of the district's Magistrate Judges (Dkt. 192), and said settlement conference took place on September 24, 2012 before Magistrate Judge Cousins;

WHEREAS, the parties were subsequently able to reach an agreement in principle settling all claims in the litigation;

WHEREAS, the parties have worked diligently to finalize settlement documentation and related documents, but do not expect to have that documentation completed before the December 4, 2012 pretrial conference; and

WHEREAS, the parties do not wish to expend resources on or burden the Court with further trial preparation work in light of the impending settlement;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties, subject to the approval of the Court, that all currently pending case deadlines be vacated, and that counsel for the parties shall either file dismissals of the action or report to Magistrate Judge Cousins for a further settlement conference on or before December 14, 2012.

IT IS SO STIPULATED.

FENWICK & WEST LLP

Dated: November 30, 2012

By: /s/Jedediah Wakefield
Jedediah Wakefield
Attorneys for Counterparties
Groupon, Inc.

Dated: November 30, 2012

COMPUTERLAW GROUP LLP

By: /s/Jack Russo
Jack Russo
Attorneys for Counterclaim Defendants
Groupion, LLC and Peter Christoph Haider

[PROPOSED] ORDER

PURSUANT TO STIPULATION, and good cause appearing, all currently pending case deadlines are **VACATED**. Counsel for the parties shall either file dismissals of the action or report to Magistrate Judge Cousins for a further settlement conference on or before December 14, 2012.

IT IS SO ORDERED.

December 3
Dated: November __, 2012


The Honorable Jeffrey S. White

The Honorable Jeffrey S. White

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO